

Message Text

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ACTION DLOS-06

INFO OCT-01 IO-13 ISO-00 AF-08 ARA-06 EA-07 EUR-12 NEA-10

OIC-02 FEA-01 ACDA-07 AGR-05 AID-05 CEA-01 CEQ-01

CG-00 CIAE-00 CIEP-01 COME-00 DODE-00 DOTE-00 EB-07

EPA-01 ERDA-05 FMC-01 TRSE-00 H-02 INR-07 INT-05

JUSE-00 L-03 NSAE-00 NSC-05 NSF-01 OES-06 OMB-01

PA-01 PM-04 PRS-01 SP-02 SS-15 USIA-06 SAL-01 /160 W

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FROM USDEL LOS

E.O. 11652: GDS

TAGS: PLOS

SUBJECT: LOS: UNCLOS III - DAILY REPORT THIRD COMMITTEE

6 AUGUST 1976

1. SUMMARY: THE THIRD COMMITTEE MET IN A SINGLE AFTERNOON SESSION TO CONTINUE INITIAL DISCUSSION OF THE REGIME FOR MARINE SCIENTIFIC RESEARCH IN THE ECONOMIC ZONE. DISCUSSION CENTERED ON ARTICLE 60 AND THE ATMOSPHERE OF CONFRONTATION HEIGHTENED. THE U.S. REINFORCED THE CONCERN IT FEELS ON THE ISSUE.

2. TUNISIA STARTED THE DAY'S DISCUSSION BY CONTINUING THE COASTAL STATE ATTACK ON PARAGRAPH 60.2 AND SPECIFICALLY PROPOSING THE DELETION OF THE WORD QTE SUBSTANTIALLY UNQTE IN PARAGRAPH 60.2(A) AND QTE UNDULY UNQTE IN PARA 60.2(C).

3. THIS INTERVENTION SET THE TONE OF THE COASTAL STATE
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INTERVENTIONS FOR THE AFTERNOON WITH ALL TAKING THE

APPROACH THAT THE TEXT NEEDS MORE QTE BALANCE UNQTE
WHICH TRANSLATES AS A COMPLETELY UNFETTERED CONSENT REGIME.
NIGERIA, SPAIN, CHILE, ECUADOR, TRINIDAD AND TOBAGO,
UAE, BRAZIL, GUATEMALA, AND KENYA ALL OFFERED AMEMDMENTS
THE NET EFFECT AND PURPOSE OF WHICH IS TO CREATE A TOTAL
CONSENT REGIME.

4. BRAZIL IN ITS PROPOSALS INCLUDED ADDING A PARAGRAPH
60.2(E) WHICH WOULD ALLOW DENIAL OF CONSENT IF A
MARINE SCIENTIFIC RESEARCH PROJECT QTE E) IS NOT
CONDUCTED FOR EXCLUSIVELY PEACEFUL PURPOSES. UNQTE
THIS SPECIFIC PROPOSAL WAS ENDORSED BY KENYA AND SOMALIA.

5. THE RESEARCHING STATE VIEW WAS PRESENTED BY THE
U.K., FINLAND, AND THE U.S. THE U.S. INTERVENTION
FOLLOWED BRAZIL'S AND EXPRESSED IN A SOMBER AND TERSE
FASHION THAT IT WAS EXTREMELY DISAPPOINTED WITH THE
LACK OF SPIRIT OF COMPROMISE. FURTHER THE U.S. SPOKESMAN
POINTED OUT THAT MARINE SCIENTIFIC RESEARCH IS PART OF
A COMPLEX OF ISSUES WHICH MUST BE RESOLVED SOON AND
THAT WITHOUT MAJOR CHANGES TO ARTICLE 60 THERE WOULD
BE SERIOUS QUESTION OF THE ABILITY OF THE U.S. TO
BECOME A PARTY TO THE CONVENTION. SPECIFIC
AMENDMENTS TO DELETE PARA 60.1 AND 60.2.C WERE
THEN PROPOSED.

6. AUSTRALIA INDICATED THAT IT FELT THE TIME HAD
COME FOR INFORMAL NEGOTIATIONS, THAT ARTICLE 60 WAS
NOT A NEGOTIATED TEXT AND THAT THE MEDIUM POINT HAD
NOT YET BEEN REACHED.

7. DUE TO A LACK OF FACILITIES THE THIRD COMMITTEE
WILL NOT MEET 6 AUGUST AND WILL RESUME DISCUSSIONS ON
9 AUGUST.
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